### SUBSTITUTE DECLARATION AND POWER OF ATTORNEY

Docket No. X-11965

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the invention entitled

#### METHOD OF INCREASING BONE TOUGHNESS AND STIFFNESS AND REDUCING FRACTURES

which is described and claimed in the specification which:			
(check  one)	Serial No. <u>09/647,278</u> PCT International Application		
11h	and was amended on	•	
		stand the contents of the above identified led by any amendment referred to above.	
I acknowledge defined 37 C.F	<del>-</del>	on which is material to patentability as	
I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional patent application(s) listed below.			
	60/097,151	19 August 1998	
(Application N	lumber)	(Filing Date)	
,	60/099,746	10 September 1998	
(Application N	lumber)	(Filing Date)	

<u>Power of Attorney</u>: As a named inventor, I hereby appoint the attorneys and/or agent(s) associated with customer number 25885 to prosecute this application and transact all business in the Patent and Trademark Office.

Send correspondence to the address associated with the customer number.

Docket No. X-11965 Page 2

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

or First Inventor	:	Gregory A. Gaich
Inventor's Signature	:	Date: 25 Feb 05
Residence Address	:	5744 North Delaware Street Indianapolis, Indiana 46220
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.
Full Name of Second Joint Inventor, if Any:		Willard H. Dere
Inventor's Signature	:	Date:
Residence Address	:	1601 Vista Oaks Way Westlake Village Ventura, CA 91361
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.
Full Name of Third Joint Inventor, if Any:		Janet M. Hock
Inventor's Signature	:	Date:
Residence Address	:	7702 Candlewood Lane Indianapolis, Indiana 46250
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.

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which is descr	ribed and claimed in the spec	ification which:
(check  one)	is attached hereto. was filed on 26 September Serial No. 09/647.278  PCT International Applicat and was amended on	2000 as United States Application ion No. PCT/US99/18961 (if applicable).
I hereby state specification,	that I have reviewed and und including the claims, as ame	lerstand the contents of the above identified nded by any amendment referred to above.
l acknowledge defined 37 C.J		ation which is material to patentability as
I hereby claim States provision	n the benefit under Title 35, I onal patent application(s) list	Inited States Code, §119(e) of any United sed below.
_	60/097,151	19 August 1998
(Application I	Number)	(Filing Date)
	60/099,746	10 September 1998
(Application l		(Filing Date)
	<b>.</b>	Thereby accepted the externation and/or agent(s)

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Full Name of Sole or or First Inventor	:	Gregory A. Gaich
Inventor's Signature	:	Date:
Residence Address	:	5744 North Delaware Street Indianapolis, Indiana 46220
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.
Full Name of Second Joint Inventor, if Any:		Willard H. Dere
Inventor's Signature	:	Willard H. Dere Date: 25 February 2005
Residence Address	:	1601 Vista Oaks Way Westlake Village Ventura, CA 91361
Post Office Address	:	SAME AS ABOVE
Citizenship	:	u.s.
Full Name of Third Joint Inventor, if Any:		Janet M. Hock
Inventor's Signature	:	Date:
Residence Address	:	7702 Candlewood Lane Indianapolis, Indiana 46250
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.

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(check  one)	is attached hereto. was filed on 26 September 2000 as United States Application Serial No. 09/647,278			
or		pplication No. <u>PCT/US99/18961</u> n (if applicable).		
I hereby state specification,	that I have reviewed a including the claims,	and understand the contents of the above identified as amended by any amendment referred to above.		
I acknowledge defined 37 C.		information which is material to patentability as		
I hereby clain States provisi	n the benefit under Tit onal patent applicatio	tle 35, United States Code, §119(e) of any United n(s) listed below.		
	60/097,151	19 August 1998		
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Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.
Full Name of Third Joint Inventor, if Any:		Janet M. Hock
Inventor's Signature	: _/	M Horl Date: 3-24.2005
Residence Address	:	7702 Candlewood Lane Indianapolis, Indiana 46250
Post Office Address	:	SAME AS ABOVE
Citizenship	:	U.S.